

Sixth Appellate District

San Jose, California

MONDAY, APRIL 30, 2007

H030033 PEOPLE v. WILKS

The judgment is hereby modified to reduce the restitution fund and parole revocation restitution fines to \$5400 each and to replace the 16-month consecutive terms for counts 4 and 6 with 8-month consecutive terms. Defendant's new sentence shall be an indeterminate term of 25 years to life consecutive to a determinate term of 32 months with \$5400 restitution fund and parole revocation restitution fines. As so modified, the judgment is affirmed. The superior court is directed to prepare an amended abstract of judgment reflecting these modifications and to transmit a certified copy of the amended abstract to the Department of Corrections and Rehabilitation. (not published) (Mihara, J.; We concur: Bamattre-Manoukian, Acting P.J., Duffy, J.)

Filed April 30, 2007

H029346 PEOPLE v. CONWAY

The judgment is affirmed. (not published) (Bamattre-Manoukian, Acting P.J.; We concur: McAdams, J., Duffy, J.)

Filed April 30, 2007

H029300 GABRIEL, et al. v. AILING HOUSE PEST CONTROL, INC.

The post-judgment order denying defendant's motion for acknowledgment of satisfaction of the judgment is affirmed. (not published)

(Bamattre-Manoukian, Acting P.J.; We concur: Mihara, J., McAdams, J.)

Filed April 30, 2007

H029713 HUONG QUE, INC., et al. v. LUU, et al.

The order granting plaintiffs' application for a preliminary injunction is affirmed. (published)

(Rushing, P.J.; We concur: Premo, J., Elia, J.)

Filed April 30, 2007

H029796 COBB v. GABRIELE et al.

The judgment is affirmed. The Gabrieles are entitled to their costs on appeal. (not published)

(Rushing, P.J.; We concur: Premo, J., Elia, J.)

Filed April 30, 2007

H030352 PEOPLE v. VAUGHN

The judgment is affirmed. (not published)

(Bamattre-Manoukian, Acting P.J.; We concur: Mihara, J., McAdams, J.)

Filed April 30, 2007

Sixth Appellate District

San Jose, California

Monday, April 30, 2007 (continued)

H030066 PEOPLE v. LARSEN

The order revoking probation is affirmed. (not published)  
(Duffy, J.; We concur: Bamattre-Manoukian, Acting P.J., Mihara, J.)

Filed April 30, 2007

H029524 PEOPLE v. VIBANCO

The October 21, 2005 dismissal order is reversed. The matter is remanded to the superior court with directions to deny defendant's motion to suppress evidence (not published)  
(Bamattre-Manoukian, Acting P.J.; We concur: Mihara, J., McAdams, J.)

Filed April 30, 2007

H030311 ANDERSON v. KELLOGG

The court's order filed April 18, 2006, augmenting the July 5, 2000 judgment is reversed. The parties are to bear their own costs on appeal. (not published)  
(Bamattre-Manoukian, Acting P.J.; We concur: Mihara, J., McAdams, J.)

Filed April 30, 2007

H030097 RAMALINGAM v. THOMPSON, et al.

The judgment is affirmed. Respondents are awarded their costs on appeal. (not published)  
(Bamattre-Manoukian, Acting P.J.; We concur: Mihara, J., Duffy, J.)

Filed April 30, 2007

TUESDAY, MAY 1, 2007

(no minute approved orders)

WEDNESDAY, MAY 2, 2007

H030201 In re ERNEST SMITH on Habeas Corpus

The order of the superior court is affirmed. (published)  
(Duffy, J.; We concur: Mihara, Acting P.J., McAdams, J.)

Filed May 2, 2007

Sixth Appellate District

San Jose, California

Wednesday, May 2, 2007 (continued)

H031058 WEBER, JR. v. COLLINS, et al.

By the Court:

Permission to file appellant's late motion to vacate the dismissal order filed in the above entitled cause is granted and the clerk of the court is directed to file said motion forthwith.

Appellant's motion to vacate the dismissal order filed April 3, 2007, is denied.

Dated: May 2, 2007 Rushing, P.J.

THURSDAY, MAY 3, 2007

H029737 PEOPLE v. LOPEZ

By the Court:

On the court's own motion, the submission order in the above-entitled matter dated April 25, 2007, is hereby vacated. The clerk is directed to file the letter brief submitted by appellant on April 30, 2007 forthwith. Respondent may serve and file a response within 7 days of the date of this order. The cause will be deemed submitted upon the filing of the response or the expiration of the time to file said response.

Dated: May 3, 2007 Premo, Acting P.J.

FRIDAY, MAY 4, 2007

The following cases are submitted this date:

H030476 PEOPLE v. RENTERIA

H029979 MOLINA v. FRY'S ELECTRONICS, et al.

H030320 PEOPLE v. WOODS

H030207 PEOPLE v. GONZALEZ

H030014 PEOPLE v. CHAVEZ

H029823 MONTEREY COUNTY DEPT. OF CHILD SUPPORT SVCS. v. ARELLANO

H029739 MONTEREY COUNTY DEPT. OF CHILD SUPPORT SVCS. v. ARELLANO

H030046 PEOPLE v. MOFFETT

H030327 DAWSON v. FRIEDMAN, et al.

H031301 PHAILIN H., et al. v. SUPERIOR COURT

H030306 PEOPLE v. TRAN

H030336 PEOPLE v. MISAALEFUA

H030218 PEOPLE v. NGUYEN

H030056 FORD v. CALIFORNIA DEPT. OF CORRECTIONS, et al.

H030667 SCANLIN v. STATE OF CALIFORNIA, et al.

H030528 PEOPLE v. NGUYEN

H030531 PEOPLE v. PHILLIPS

H030519 PEOPLE v. ROBLES

H029729 PEOPLE v. RENTERIA

Sixth Appellate District

San Jose, California

Friday, May 4, 2007 (continued)

H030087 WOOD v. COUNTY OF SANTA CLARA

The judgment entered on the order granting judgment on the pleadings is affirmed. (not published)

(Duffy, J.; We concur: Mihara, Acting P.J., McAdams, J.)

Filed May 4, 2007

H030236 PEOPLE v. JIMENEZ

By the Court\*:

Appellant's petition for rehearing is denied.

Filed: May 4, 2007

\*Before Bamattre-Manoukian, Acting P.J., Mihara, J. and Duffy, J.

H030172 PEOPLE v. RAMIREZ

The judgment is affirmed. (not published)

(Duffy, J.; We concur: Bamattre-Manoukian, Acting P.J., McAdams, J.)

Filed May 4, 2007